

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| SALT RIVER WATER DISTRICT AND KENTUCKY |) | |
| TURNPIKE WATER DISTRICT JOINT PETITION |) | CASE NO. 92-169 |
| FOR APPROVAL OF MERGER AGREEMENT AND |) | |
| RETAIL RATE ADJUSTMENT |) | |

O R D E R

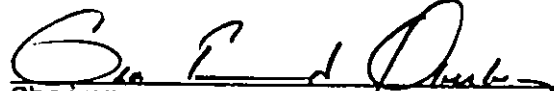
This matter arises upon the July 20, 1992 filing by Intervenor Dovie Sears, et al. moving the Commission to abate these proceedings until Kentucky Turnpike Water District obtains approval from the city of Shepherdsville to operate within the city's corporate limits pursuant to KRS 74.120. As grounds for the motion, the Intervenor argue that without approval of the Intervenor, city of Shepherdsville, pursuant to KRS 74.120, a newly merged entity has no right to operate within the city limits. The Intervenor further argue that these merger proceedings will be an exercise in futility unless a contract, pursuant to KRS 74.120, is consummated.

After consideration of the motion to abate filed by the Intervenor, the response of Joint Applicant Salt River Water District and the city of Shepherdsville and being otherwise sufficiently advised, the Commission finds that approval to operate within the city limits, pursuant to KRS 74.120, is not a precondition to and in no way limits this Commission's authority to consider this merger.


IT IS THEREFORE ORDERED that the motion to abate be and it hereby is denied.

Done at Frankfort, Kentucky, this 7th day of August, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director